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SUPREME COURT, U.S.

No. 81-2147 and 81-2188

IN THE SUPREME COURT OF THE UNITED STATES

OCTOBER TERM, 1982

STATE OF ARIZONA, ET AL., PETITIONERS

v.

SAN CARLOS APACHE TRIBE OF ARIZONA, ET AL.

STATE OF MONTANA, ET AL., PETITIONERS

v.

NORTHERN CHEYENNE TRIBE OF THE
NORTHERN CHEYENNE INDIAN RESERVATION, ET AL.

ON WRITS OF CERTIORARI TO THE UNITED STATES
COURT OF APPEALS FOR THE NINTH CIRCUIT

OPPOSITION OF THE STATE OF MONTANA TO MOTION OF THE UNITED STATES FOR LEAVE TO FILE A POST-ARGUMENT MEMORANDUM

MICHAEL T. GREELY
Attorney General
State of Montana

IN THE SUPREME COURT OF THE UNITED STATES

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The State of Montana and all other petitioners in No. 81-2188, hereby oppose the motion of the United States for leave to file still another brief in this case. The issues the United States proposes to address were more than adequately dealt with in the extensive briefs of the parties and in the oral argument presented in this case. Moreover, as we pointed out in our Brief and at oral argument, the question whether in the McCarran Amendment Congress intended to exempt Indian reserved rights from state court adjudication was thoroughly addressed during the oral argument Colorado River Water Conservation District v. United States (Akin), 424 U.S. 800 (1976), as the transcript of that argument makes clear.

However, if the Court decides to grant the motion of the United States, we respectfully request that the Court in

its order also grant leave to the State of Montana and all other petitioners to file a responsive memorandum within a reasonable time.

Respectfully submitted,

MICHAEL T. GREELY
Attorney General
State of Montana

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CERTIFICATE OF SERVICE

I hereby certify that on March 31, 1983, a copy of the attached Opposition of the State of Montana to Motion of the United States for Leave to File a Post-Argument Memorandum was deposited in the United States mail, postage prepaid, addressed to the following parties. I further certify that all parties required to be served have been served.

Mr. Joe P. Sparks
7503 First Street
Scottsdale, AZ 85052

Mr. Philip J. Shea
[illegible] W. Adams
Suite 200
Phoenix, AZ 85003

Mr. Rex E. Lee
Solicitor General
U. S. Department of Justice
Washington, D.C. 20530

Mr. Thomas H. Pacheco
U. S. Department of Justice
Washington, D.C. 20530

Ms. Arlinea Locklear
1712 "N" Street, N.W.
Washington, D.C. 20036

Mr. Simon H. Rifkind
345 Park Avenue
New York, NY 10022

Alvin H. Shrago
363 N. First Avenue
Phoenix, AZ 85003

Reid Peyton Chambers
William R. Perry
Loftuf E. Becker, Jr.
1050 31st Street, N.W.
Washington, D.C. 20007

Robert S. Pelcyger
Suite 240
1007 Pearl Street
Boulder, CO 80302

Jeanne S. Whiteing
1506 Broadway
Boulder, CO 80302

Richard Anthony Baenen
1735 New York Avenue, N.W.
Washington, D.C. 20006

Stephen L. Bunch
801 Last Chance Gulch
Helena, MT 59601

Peter Thomas White
Bataan Memorial Building
Santa Fe, NM 87503

Bill Stephens
1010 E. Jefferson
Phoenix, AZ 85034

William A. Paddock
3rd Floor
1525 Sherman Street
Denver, CO 80203

The Honorable Wilson L. Condon
Attorney General of Alaska
Pouch-K
State Capitol
Juneau, Alaska 99811

The Honorable Richard H. Bryan
Attorney General of Nevada
Harold Memorial Building
Capitol Complex
Carson City, NV 89710

The Honorable Robert O. Wefald
Attorney General of North Dakota
State Capitol
Bismarck, ND 58505

The Honorable David H. LeRoy
Attorney General of Idaho
Room 210
State House
Boise, ID 83720

Lester K. Taylor
507 Roma Avenue, N.W.
Albuquerque, NM 81702

Mr. Kenneth Balcomb
P. O. Drawer 790
Glenwood Springs, CO 81601

Jon L. Kyl
111 W. Monroe
Phoenix, AZ 85003

The Honorable David L. Wilkinson
Attorney General of Utah
236 State Capitol
Salt Lake City, UT 84114

The Honorable Mark V. Meierhenry
Attorney General of South Dakota
John P. Guhin
Assistant Attorney General
State Capitol
Pierre, SD 57501

The Honorable Steven B. Freudenthal
Attorney General of Wyoming
Lawrence J. Wolfe
Assistant Attorney General
123 Capitol Building
Cheyenne, WY 82002

The Honorable Kenneth O. Eikenberry
Attorney General of Washington
Charles B. Roe, Jr.
Senior Assistant Attorney General
Temple Justice
Olympia, WA 98504

George Vlaffif
1545 W. Thomas
Phoenix, AZ 85015

James M. Hovif
316 N. 3rd Street
P. O. Box 487
Yakima, WA 98907

L. W. Daniel
1040 Main Avenue
Durango, CO 81301

Russell A. Kolsrud
1275 W. Washington
Phoenix, AZ 85007

Donald H. Hamburg
P. O. Box 1120
Glenwood Springs, CO 81602

Richard H. Hughes
Thomas E. Luebben
201 Broadway, S.E.
Albuquerque, NM 87102

Robert L. McCarty
490 L' Enfant Plaza East
Washington, D.C. 20024

The Honorable Michael T. Greely
Attorney General for Montana
Captiol Station
Helena, MT 59601

Helena McClay
Deirdre Boggs
P. O. Box 8957
Missoula, MT 59807

A. Raymond Randolph
SHARP, RANDOLPH & GREEN
Suite 501
1800 Massachusetts Avenue, N.W.
Washington, D.C. 20036
(202) 659-2400